IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Ferraris et al

Atty. Ref.:

2824-226

Serial No.

09/996,776

Group:

1624

Filed:

November 30, 2001

Examiner:

KIFLE, B.

For:

COMPOUNDS AND THEIR USE

RECEIVED

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AUG 0 8 2003

Assistant Commissioner for Patents Washington, DC 20231

August 5, 2003

TECH CENTER 1600/2900

Sir:

INFORMATION DISCLOSURE STATEMENT

1.	PTO-1449 Pursuant to 37 CFR 1.97(b) [within 3 months of filing or prior to 1st Office Action on the mer N/C	_
2.(a)	Statement Pursuant to 37 CFR 1.97(c) [before Final Office Action or Allowance (requires Rule 97(e) Statement or Rule 17(p) fee)] N/C)

- 2 .(b) Fee Payment Pursuant to 37 CFR 1.97(c)
 [before Final Office Action or Allowance (requires Rule 97(e)
 Statement or Rule 17(p) fee)] \$180.00
- Pursuant to 37 CFR 1.97(d)
 [after Final Office Action or Allowance (requires Rule 97(e)
 Statement and Rule 17(p) fee), but before final fee payment]
 \$180.00

The following are submitted in the above-identified application in compliance with 37 C.F.R. §§ 1.97 and 1.98:

4. A list of documents on Form PTO-1449 together with copies of each identified document and a translation or a concise explanation of each non-English language document (such as the attached International Search Report dated September 20, 2002, issued in

08/06/2003 AUSMAN1 00000045 09996776

180.00 QP

PCT/01/44815, which published as WO 02/044183) is enclosed herewith.

This p	paper	is sub	mitted in accordance with:			
	5.	37 C	CFR 1.97(b): [within 3 months of filing or prior to 1st Office Action]			
\boxtimes	6.	37 CFR 1.97(c): [before Final Office Action or Allowance, whichever is earlier] and				
		a)	The required Statement made in item 8 below; or			
,	\boxtimes	b)	The \$180.00 fee specified in 37 CFR §1.17(p) for submission of this Information Disclosure Statement is authorized in item 9 below.			
	7.	37 CFR §1.97(d): [after Final Office Action or Allowance (requires Rule 97(e) .Statement <u>and</u> Rule 17(p) fee), but before final fee payment]; and				
		a)	The fee (\$180.00) required by 37 CFR §1.17(p) is submitted herewith; and			
		b)	The required Statement is stated in item 8 below.			
	8.	Statement under 37 CFR 1.97(e)				
		a)	The undersigned attorney of record hereby certifies under 37 C.F.R. §1.97(e) that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement (each item contained in this IDS was the first citation of that item by a foreign patent office in a counterpart foreign application which occurred no more than three months prior to the filing of this IDS); or			
		b)	No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this Statement, after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.			
\boxtimes	9.	Info appl	ase charge all deficiency fees associated with the submission of this rmation Disclosure Statement and any other fees applicable to this lication to Deposit Account No. 14-1140. An original and one (1) copy of document are enclosed.			

Ferraris et al Serial No. 09/996,776

Respectfully submitted, NIXON & VANDERHYE P.C.

By:

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